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NR.287 722



### DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My resident, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "Use of a melanoma inhibiting activity factor (MIA) for the specification of which"  
cartilage and bone repair

( ) is attached hereto.

(x) was filed on 27 January 2000 as International Application Serial No. PCT/EP00/00623

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

#### Foreign Priority Applications

I hereby claim foreign priority benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### Priority Claimed

<u>99 101 315.2</u>	<u>Europe</u>	<u>28/January/1999</u>	Yes (x) No ( )
(Number)	(Country)	(Day/Month/Year Filed)	

_____	_____	_____	Yes ( ) No ( )
(Number)	(Country)	(Day/Month/Year Filed)	

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I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

### U.S. Priority Applications

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Applic. Serial No.)

(Filing Date)

(Status-patented/pending/abandoned)

(Applic. Serial No.)

(Filing Date)

(Status-patented/pending/abandoned)

### Power of Attorney

I hereby appoint the following attorneys and patent agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Peter F. Felte, Reg. No. 20,297; John E. Lynch, Reg. No. 20,940; Norman D. Hanson, Reg. No. 20,946; John A. Bauer, Reg. No. 32,554; Mary Anne Schofield, Reg. No. 36,669; James Zubok, Reg. No. 38,571; James R. Crawford, Reg. No. 39,155; Andrew Im, Reg. No. 40,637 and David Rubin, Reg. No. 40,314; my attorneys with full power of substitution and revocation.

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NR. 267 004

Address all telephone calls to \_\_\_\_\_ at (212) 313-3000.

Address all correspondence to: FULBRIGHT & JAWORSKI L.L.P.  
666 Fifth Avenue  
New York, New York 10103

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1) Carola Dony

Full Name/First Inventor

Signature C. Dony

Date 10/05/01

Residence: 81477 München

Germany

Post Office Address:

Engelstraße 7

81477 München/Germany

Citizenship: German

(2) Gabriela Proetz

Full Name/Second Inventor

Signature G. Proetz

Date 17/05/01

Residence: 97523 Schwanfeld

Germany

Post Office Address:

Adenauerplatz 1

97523 Schwanfeld/Germany

Citizenship: German

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28/05/2001 09:11 SCIL HOLDING + 045563999 NR.285 025  
28/05/2001 08:28 +49 8956 605414  
3/05/2001 09:21 ROCHE P2 ABT. R-PS S.1  
17/05/2001 16:56 653 752 0302 005:008  
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UL  
Reiff  
(3) Ulrike Leiser-Reiff X U. Leiser-Reiff X 28.05.2001  
Full Name/Third Inventor Signature Date  
Residence: 80796 München 82377 Penzberg UL  
Germany  
Post Office Address: ~~Wittelsbacherplatz 10~~ Werdenweg 6 UL  
80796 München/Germany 82377 Penzberg  
Citizenship: German

(4) \_\_\_\_\_  
Full Name/Fourth Inventor Signature Date

Residence: \_\_\_\_\_  
\_\_\_\_\_

Post Office Address: \_\_\_\_\_

Citizenship: \_\_\_\_\_

(5) \_\_\_\_\_  
Full Name/Fifth Inventor Signature Date

Residence: \_\_\_\_\_  
\_\_\_\_\_

Post Office Address: \_\_\_\_\_

Citizenship: \_\_\_\_\_